

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**v.**

**25 BUNDLES OF INDIAN EBONY WOOD,**

**Defendant.**

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**No. 3:11cv00913  
CHIEF JUDGE HAYNES**

**NOTICE OF WITHDRAWAL OF CLAIM AS TO GIBSON GUITAR  
AND MOTION TO DISMISS**

Notice is hereby provided to the Court that the United States and Gibson Guitar Corp. (“Gibson”) have entered into a Settlement Agreement. This Agreement is attached hereto for the Court’s convenience, and acts as a withdrawal of Gibson’s claims in the above-styled case to allow for the filing of a petition for remission or mitigation by Gibson. The United States therefore moves this Court to dismiss Gibson’s claim.

This case is properly stayed and the United States request that the stay continue as to the remaining claimant Luthiers Mercantile International, Inc. for reasons set forth in previous pleadings.

Respectfully submitted,

JERRY E. MARTIN  
United States Attorney for the  
Middle District of Tennessee

s/ Debra Teufel Phillips  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this 14<sup>th</sup> day of August, 2012, a copy of the foregoing was filed electronically. Notice of this filing will be sent to the following, if registered, by operation of the Court's electronic filing system. If not registered, notice was mailed by United States mail, postage prepaid, to:

Timothy G. Harvey  
Riley Warnock & Jacobson  
1906 West End Avenue  
Nashville, TN 37203

David Alexander Fardon  
Harwell, Howard, Hyne, Gabbert & Manner, PC  
315 Deaderick Street, Suite 1800  
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s/ Debra Teufel Phillips  
DEBRA TEUFEL PHILLIPS